MAY 2 2 2019

## IN THE UNITED STATES DISTRICT COURT FOR THE WESTERN DISTRICT OF VIRGINIA ROANOKE DIVISION

JULIA C. DUDLEY, CLERK BY: OLYGINA DEPUTY CLERK

ALICE PERDUE,			
	Plaintiff,	)	Civil Action No. 7:18CV00416
v.	· · · · · · · · · · · · · · · · · · ·	) )	ORDER
ROCK	YDALE QUARRIES CORPORATION,	) )	By: Hon. Glen E. Conrad Senior United States District Judge
	Defendant.	)	_
	*		
	<b>.</b>		

## ORDERED

For the reasons stated in the accompanying memorandum opinion, it is hereby

as follows:

- 1. The defendant's motion to dismiss (Dkt. No. 9) is **GRANTED IN PART AND DENIED IN PART**; and
- 2. The defendant's motion to stay further discovery pending a ruling on the motion to dismiss (Dkt. No. 23) is **DENTED AS MOOT**.

The Clerk is directed to send copies of this order and the accompanying memorandum opinion to all counsel of record.

DATED: This 32 day of May, 2019.

Senior United States District Judge